



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	G. David Jang
Application No.:	09/934310
Filed:	August 21, 2001
For:	Intravascular Stent
Group Art Unit:	3738

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2N-8429-US04

TRANSMITTAL LETTER

1. In regard to the above-identified application, in addition to this 2 page transmittal letter, we are submitting the attached: **16 page Appeal Brief (in triplicate) 4 page Amendment Under 37 CFR 1.116 and 41.33 (in triplicate) and post card.** This submission is a replacement for the submission mailed November 19, 2004 wherein the first page of the Brief on Appeal had inadvertently indicated that the application number was 09/925562. The enclosed Brief on Appeal includes a replacement page 1 wherein the correct application number (09/934,310) is put forth. All other pages remain unchanged.
2. With respect to fees:
 - ☐ No additional fee is required.
 - ☐ Attached is check(s) in the amount of \$
 - ☒ Charge additional fee to our Deposit Account No. 22-0350. A Petition for Extension of Time was filed November 11, 2004. However, if add'l fees are required please charge this deposit account.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**

This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.

4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350.

Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: Dec. 8, 2004

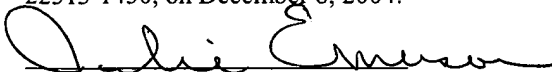
By: _____

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Certificate Under 37 CFR 1.10: I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as EXPRESS MAIL, Label No. EV579604361US, addressed to Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 8, 2004.


Julie Emerson